

1 DAMIAN R. SHEETS  
Nevada Bar Number 10755  
2 BAYLIE HELLMAN  
Nevada Bar Number 14541  
3 714 S. Fourth Street  
Las Vegas, Nevada 89101  
4 Tel: 702.988.2600/ Fax: 702.988.9500  
dsheets@Defendingnevada.com

5 *Attorneys for the Defendant*

6 **UNITED STATES DISTRICT COURT**  
7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,

9 Plaintiff,

10 v.

11 FRANCIS KLOSOWSKI,

12 Defendant.

Case No. 2:21-mj-00723-DJA

**ORDER to Continue Trial**  
**(Third Request)**

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14 IT IS HEREBY STIPULATED AND AGREED, by and between Jason M.  
15 Frierson, United States Attorney, and Angelica Marmorstein, Assistant United States  
16 Attorney, counsel for the United States of America, and Damian Sheets, Esquire, counsel  
17 for the defendant Francis Klosowski, that the bench trial in the above-captioned matter,  
18 currently scheduled for September 7, 2022 at the hour of 9:00 a.m., be vacated and  
19 continued to a date and time convenient to the Court, but no sooner than 60 days.

20 This stipulation is entered into for the following reasons:

- 21 1. The parties need additional time to review the discovery and to explore a  
22 pretrial resolution.
- 23 2. Defendant is out of custody and agrees to the continuance.

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1           3.       The additional time requested herein is not sought for purposes of delay, but  
2 to allow counsel sufficient time within which to be able to effectively complete a review of  
3 the discovery materials, prepare for trial, and explore a pretrial resolution.

4           4.       This is the third request for continuance of the trial in this case.  
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6           DATED this 30<sup>th</sup> day of August, 2022.  
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8                               Respectfully submitted,

9                               JASON M. FRIERSON  
10                              United States Attorney

11           /s/ Damian Sheets

12           DAMIAN SHEETS, ESQ.  
13           Counsel for defendant  
14           FRANCIS KLOSOWSKI

15                              /s/ Angelica Marmorstein

16                              ANGELICA MARMORSTEIN, Esq.  
17                              Assistant United States Attorney  
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1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,  
4

5 Plaintiff,

6 v.

7 FRANCIS KLOSOWSKI,  
8

9 Defendant.

Case No. 2:21-mj-00723-DJA

ORDER to Continue Trial  
(Third Request)

10 Based on the pending Stipulation of counsel, and good cause appearing therefore, the  
11 Court finds that:

- 12 1. The parties need additional time to review the discovery in order to prepare  
13 for trial and explore a pretrial resolution.
- 14 2. The defendant is not in custody and does not object to the continuance.
- 15 3. The parties agree to the continuance.
- 16 4. This request for a continuance is made in good faith and is not intended to  
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1 delay the proceedings in the matter.

2 5. Denial of this request for continuance would result in a miscarriage of justice.

3 **ORDER**

4 IT IS HEREBY ORDERED that the trial date in the above-captioned matter  
5 currently scheduled for September 7, 2022, at the hour of 9:00 a.m. is hereby VACATED,  
6 and RESET for November 23, 2022, at 9:00 a.m., Courtroom 3A.

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9 DATED this 31st day of August, 2022.

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HONORABLE DANIEL J. ALBREGTS  
UNITED STATES MAGISTRATE JUDGE  
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